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By: 
Aaron Hokamura

PATENT
Docket No.: 082368-003700US
Client Ref. No.: ONC-A0218P1-US

#5

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

NAKAMURA and FURUKAWA

Application No.: 10/529,523

Filed:

Int'l Application No.: PCT/JP03/10338

Int'l Filing Date: August 14, 2003

For: METHOD FOR TREATING OR
PREVENTING METASTASIS OF
COLORECTAL CANCERS

Examiner:

Art Unit:

COMMUNICATION UNDER
37 C.F.R. §§ 1.821-1.825

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the *Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US)*, mailed November 14, 2005,

Applicants submit that the instant application as filed contains no nucleotide sequence and/or amino acid sequence disclosures which are required to be included in a Sequence Listing.

Remarks/Arguments begin on page 2 of this paper.

REMARKS/ARGUMENTS


The Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) indicates that the present application fails to comply with requirements of 37 C.F.R. §§ 1.821-1.825. Applicants assert that the application as filed contains no sequences encompassed by the definitions for nucleotide and/or amino acid sequences set forth in 37 CFR 1.821(a), 37 CFR § 1.821(a)(1) or CFR § 1.821(a)(2).

A review of the entire application, including the Specification, Claims and Abstract, failed to demonstrate any sequence that is required to be included in a Sequence Listing under 37 CFR §§ 1.821-1.825.

Applicants, therefore, respectfully assert that the requirement to submit a Sequence Listing under the provisions of 37 C.F.R. §§ 1.821-1.825 listed on the *Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US)*, mailed November 14, 2005, was issued in error, and request that it be withdrawn. If, in the Examiner's opinion, there are sequences in the present application, Applicants will submit a Sequence Listing complying with requirements at a later date.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 415-576-0200.

Respectfully submitted,


Kevin Bastian
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